

AO 91 (Rev. 5/85) Criminal Complaint

United States District Court

DISTRICT OF Massachusetts

UNITED STATES OF AMERICA

V.

Frank Morillo
a/k/a Jorge Reynoso Morillo
DOB3/21/65

CRIMINAL COMPLAINT

CASE NUMBER: 2005-M-0452-RBC

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about March 30, 2005 in Suffolk county, in the

District of Massachusetts defendant(s) did, (Track Statutory Language of Offense)

knowingly possessed a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, knowing it to have been procured by means of a false claim or statement, or to have been otherwise procured by fraud or unlawfully obtained.

in violation of Title 18 United States Code, Section(s) 1546(a)

I further state that I am a(n) ICE Special Agent and that this complaint is based on the following facts:

Official Title

See attached affidavit.

Continued on the attached sheet and made a part hereof:

☒ Yes☐ No

Sworn to before me and subscribed in my presence,

03-30-2005

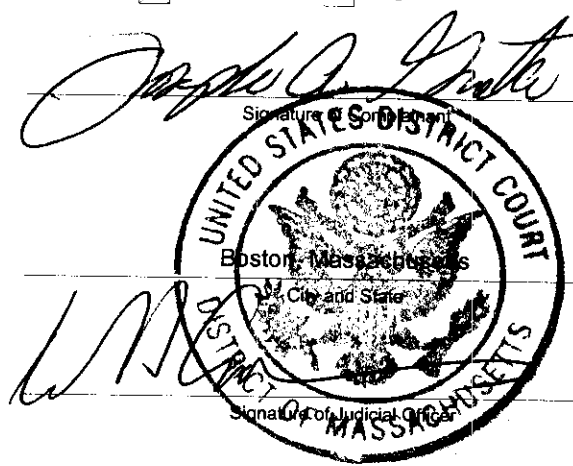
Date

at 4:59 pm

at

Robert B. Collings
United States Magistrate Judge

Name & Title of Judicial Officer



AFFIDAVIT OF SPECIAL AGENT JOSEPH GAETA

I, Joseph Gaeta, having been duly sworn, do hereby depose and state as follows:

1. I am a Special Agent with the United States Immigration and Customs Enforcement ("ICE"), and have been so employed since 1987. From my training, I am familiar with the various criminal statutes pertaining to the enforcement of immigration laws and which make it unlawful to possess fraudulent immigration documents, including Title 18, United States Code, Section 1546(a) (fraud and misuse of documents).

2. This affidavit is based on my personal knowledge, information provided to me by other law enforcement officers and agents of this service. This affidavit is not intended to set forth all of the information that I and other law enforcement personnel have learned during this investigation, but is submitted in support of a criminal complaint against Frank Morillo, a/k/a Jorge Reynoso Morillo, for knowingly possessing a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, knowing it to have been procured by means of a false claim or statement, or to have been otherwise procured by fraud or unlawfully obtained, violation of Title 18, United States Code, Section 1546(a).

3. On March 30, 2005, Agent Robert Donovan of the United States Drug Enforcement Administration was conducting routine interdiction at Logan International Airport in Boston, Massachusetts. During his routine patrol, Agent Donovan observed a male entering the gate area of Terminal B through a restricted door, carrying a shoulder bag and daytimer. Upon seeing this, Agent Donovan approached the male and asked him what he was doing. The male, later identified as Frank Morillo ("Morillo"), stated that he was getting on a flight to Santa Domingo. Agent Donovan then told the male that he was required to go through the security checkpoint. The male then stated that he was an employee of American Airlines. Agent Donovan then told Morillo that he was still supposed to go through the security checkpoint; Morillo acknowledged that he was supposed to go through the security checkpoint.


4. Morillo provided the following identifications, all in the name Jorge Reynoso, to Agent Donovan: a Dominican Republic passport; a Massachusetts driver's license; and an American Airlines worker identification card. Further investigation revealed that Morillo was employed by American

5. A search of Morillo's daytimer, which he consented to, uncovered multiple identification documents in both the names Jorge Reynoso and Frank Morillo. In his possession, Morillo had a United States Permanent Resident Card in the name Jorge Reynoso Morillo, with a date of birth of 6/23/66,

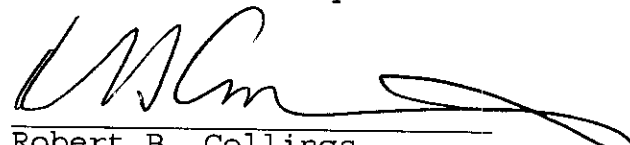
as well as a United States Permanent Resident Card in the name Frank Morillo, with a date of birth of 3/21/65. (See attachment).

6. Morillo was arrested and transported to court by ICE agents. During his transport Morillo stated that his real name is Frank Morillo and that he used the name Reynoso to gain employment in the United States.

7. Based on the foregoing information, I believe probable cause exists to conclude that Frank Morillo, a/k/a Jorge Reynoso Morillo, on March 30, 2005, knowingly possessed a document prescribed by statute or regulation for entry into or as evidence of authorized stay or employment in the United States, knowing it to have been procured by means of a false claim or statement, or to have been otherwise procured by fraud or unlawfully obtained, in violation of Title 18, United States Code, Section 1546(a).


Joseph Gaeta
Special Agent
Immigration and Customs
Enforcement

Subscribed and sworn before me this 30th day of 2005.


Robert B. Collings
United States Magistrate Judge



JS 45 (5/97) - (Revised USAO MA 3/25/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency ICECity Boston Related Case Information:County Suffolk Superseding Ind./ Inf. _____ Case No. _____
Same Defendant _____ New Defendant X
Magistrate Judge Case Number _____
Search Warrant Case Number _____
R 20/R 40 from District of _____**Defendant Information:**Defendant Name Frank Morillo Juvenile ☐ Yes ☒ NoAlias Name Jorge Reynoso, Jorge Reynoso Morillo

Address _____

Birth date: 1965 SS#: _____ Sex: M Race: Hispanic Nationality: Dominican

Defense Counsel if known: _____ Address: _____

Bar Number: _____

U.S. Attorney Information:AUSA William H. Connolly Bar Number if applicable 634501Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date: March 30, 2005☒ Already in Federal Custody as probable cause arrest in _____☐ Already in State Custody _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by _____ on _____Charging Document: ☒ Complaint ☐ Information ☐ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 3/31/05 Signature of AUSA: William H. Connolly

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District Court Case Number (To be filled in by deputy)

Name of Defendant Frank Morillo

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. § 1546(a)</u>	<u>Fraud and Misue of Documents</u>	<u>1</u>
Set 2			
Set 3			
Set 4			
Set 5			
Set 6			
Set 7			
Set 8			
Set 9			
Set 10			
Set 11			
Set 12			
Set 13			
Set 14			
Set 15			

ADDITIONAL INFORMATION:

District Court Case Number (To be filled in by deputy

Name of Defendant **Frank Morillo**

JS 45.wpd - 3/13/02